



Hg
PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Case No. 02-090-B

In re Application of:)
Bakthavatchalam et al.)
Serial No.: 09/910,442)
Filed: July 20, 2001)
For: Capsaicin Receptor)
Ligands)
Before the Examiner:
Kahsay Habte
Art Unit: 1624

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RESPONSE TO THE RESTRICTION REQUIREMENT
MAILED SEPTEMBER 9, 2002

Commissioner for Patents
Washington, D.C. 20231

Dear Sir:

Responsive to the Restriction Requirement mailed September 9, 2002, the Applicants elect the Claims of Group IV, i.e., Claims 4-6 (in part), 8-30, 31 (in part), 32-176, and 193-198. Further, Applicants elect the compound of example 2, i.e., (R)-(-)-4-(3-chloro-pyridin-2-yl)-2-methyl-piperazine-1-carboxylic acid (4-trifluoromethyl-phenyl)-amide.

CONCLUSION

The Applicants urge the Examiner to contact the Applicants' undersigned representative at (312) 913-0001 if the Examiner believes that this would expedite prosecution of this application.

Respectfully submitted,

By: Bradley W. Crawford
Bradley W. Crawford
Reg. No. 50,494



UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. 02-090-B)

PATENT

THE APPLICATION OF:

Bakthavatchalam, et al.

Serial No. 09/910,442

Filed: July 20, 2001

Title: Capsaicin Receptor Ligands

Examiner:

Kahsay Habte

Group Art Unit:

1624

Commissioner for Patents
Washington, D.C. 20231

Sir:

TRANSMITTAL LETTER

In regard to the above identified application:

1. We are transmitting herewith the attached:

- a. Response to the Restriction Requirement Mailed September 9, 2002;
- b. Return Receipt Postcard.

2. With respect to additional fees:

No fees required

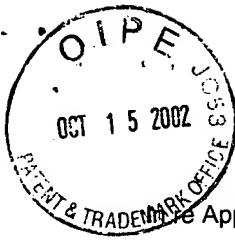
3. Please charge any additional fees or credit overpayment to Deposit Account No.13-2490.
A duplicate copy of this sheet is enclosed.

4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, Washington, D.C. 20231 on this 8th day of October, 2002.

Respectfully submitted,

By: Bradley W. Crawford
Bradley W. Crawford
Reg. No. 50,494

McDONNELL BOEHNEN,
HULBERT & BERGHOFF
300 SOUTH WACKER DRIVE
CHICAGO, ILLINOIS 60606
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
(Case No. Case No. 02-090-B)

Application of:)
Bakthavatchalam et al.)
Serial No. 09/910,442)
Filed: July 20, 2001)
For: Capsaicin Receptor Ligands)

Before Examiner:
Not yet assigned
Art Unit: 1614

Asst. Commissioner for Patents
Washington, D.C. 20231

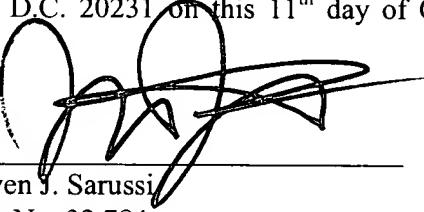
Sir:

TRANSMITTAL LETTER

In regard to the above identified application we are transmitting herewith the attached:

1.
 - A. Supplemental Information Disclosure Statement;
 - B. Form 1449 and ten (10) cited references;
 - C. Postcard.
2. With respect to additional fees:
 - A. No additional fee is required
 - B. Attached is a check in the amount of \$180.00
3. Please charge any additional fees or credit overpayment to Deposit Account No. 13-2490. A duplicate copy of this sheet is enclosed.
4. CERTIFICATE OF MAILING UNDER 37 CFR § 1.8: The undersigned hereby certifies that this Transmittal Letter and the paper, as described in paragraph 1 hereinabove, are being deposited with the United States Postal Service with sufficient postage via First Class Mail in an envelope addressed to: Asst. Commissioner for Patents, Washington, D.C. 20231 on this 11th day of October 2002.

By:


Steven J. Sarussi
Reg. No. 32,784